



11-17-05

ZMW AF

Docket No. 0708-4057

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): PHYLLIS SHAPIRO

Group Art Unit: 1631

Serial No.: 09/865,759

Examiner: Carolyn L. Smith

Filed: May 25, 2001

For: AUTOMATED METHOD FOR CORRECTING BLOOD ANALYSIS PARAMETER
RESULTS Affected BY INTERFERENCE FROM EXOGENOUS BLOOD
SUBSTITUTES IN WHOLE BLOOD, PLASMA AND SERUM

EXPRESS MAIL CERTIFICATE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Express Mail Label No.: EV 622503417 US

Date of Deposit: November 15, 2005

I hereby certify that the following attached paper(s) and/or fee

1. AMENDMENT FEE TRANSMITTAL (in duplicate)
2. AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.116
3. RETURN RECEIPT POSTCARD

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Scholastica Constable

(Typed or printed name of person mailing paper(s) and/or fee)

Scholastica Constable
(Signature of person mailing paper(s) and/or fee)

Correspondence Address:

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Docket No. 708-40

27123

↑CUSTOMER NUMBER↑

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For: AUTOMATED METHOD FOR CORRECTING BLOOD ANALYSIS PARAMETER RESULTS AFFECTED BY INTERFERENCE FROM EXOGENOUS BLOOD SUBSTITUTES IN WHOLE BLOOD, PLASMA AND SERUM

AMENDMENT FEE TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

No additional fee is required.
 The additional fee has been calculated as shown below:

CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest No. Covered by Previous Payments	Extra	Rate	Additional Fee
Total Claims*				\$50.00/ \$25.00	\$
Independent Claims				\$200.00/ \$100.00	\$
Multiple Dependent Claims	(If claims added by amendment include Multiple Dependent Claim(s) and there was no Multiple Dependent Claim(s) in application before amendment add \$360.00 to additional fee (\$180.00 for small entity).)				
					TOTAL \$

*Includes all independent and single dependent claims and all claims referred to in multiple dependent claims. See 37 C.F.R. §1.75(c).

Small entity status is or has been claimed.
Reduced Fees Under 37 C.F.R. §1.9(f) paid herewith \$_____

_____ Pages Sequence Listing

_____ Computer disk(s) containing substitute Sequence Listing

Statement under 37 C.F.R. §1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.

A check in the amount of \$_____ to cover the filing fee is attached.

Charge fee to Deposit Account No. **13-4500**, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

The Commissioner is hereby authorized to charge any additional fees which may be required for filing this amendment, including all fees pursuant to 37 CFR §1.17 for its timely consideration, or credit any overpayment to Deposit Account No. **13-4500**, Order No. 0708-4057. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: November 15, 2005

By:


Peter G. Foiles
Registration No. 46,477

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Examiner: Carolyn L. Smith

Filed: May 25, 2001

For: Automated Method for Correcting Blood Analysis Parameter Results Affected by Interference from Exogenous Blood Substitutes in Whole Blood, Plasma and Serum

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Official Action dated September 16, 2005, Applicant respectfully requests reconsideration in view of the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.